

AMENDED

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... **SEP 08 1988**
 Returned to applicant for correction..... **OCT 17 1988**
 Corrected application filed..... **DEC 07 1988**
 Map filed..... **DEC 07 1988**

The applicant Elko Blacksmith Shop, Inc.

P.O. Box 510

Street and No. or P.O. Box No.

of Elko

City or Town

Nevada 89801

State and Zip Code No.

hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.05 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Stockwater
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered 650 Cattle

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29,
Describe as being within a 40-acre subdivision of public

T 35 N., R 56 E., MDB & M., at a point from which the NE corner of said
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

Section 29 bears N 57° 42' 51" E, 2735.51 feet.

6. Place of use Portions of NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$,
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

Portions of SW $\frac{1}{4}$ of Section 20, T 35 N., R 56 E., MDB & M. Portions

of NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29.

T 35 N., R 56 E., MDB & M.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, Pipeline, Trough, Pond
State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$10,000

10. Estimated time required to construct works..... 3 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

BOYACK SURVEYING, AGENT
 By /s/ Robert E. Morley
 Robert E. Morley
 515 South Fifth Street
 Elko, Nevada 89801

Compared mm/ kh pm/ se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.021.....cubic feet per second, or sufficient to water 650 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before..... March 20, 1990

Proof of completion of work shall be filed on or before..... April 20, 1990

Application of water to beneficial use shall be made on or before..... March 20, 1992

Proof of the application of water to beneficial use shall be filed on or before..... April 20, 1992

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... APR 13 1990

Proof of beneficial use filed..... MAY 01 1992

Cultural map filed.....

Certificate No. 13423 Issued JUL 28 1992

IN TESTIMONY WHEREOF, I..... PETER G. MORROS
 State Engineer of Nevada, have hereunto set my hand and the seal of my
 office, this..... 20th.....day of..... March.....

A.D. 19..... 89.....

[Signature]
 State Engineer